

Message Text

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43

ACTION TRSE-00

INFO OCT-01 EA-11 ISO-00 EB-11 L-03 CIAE-00 INR-10 NSAE-00

RSC-01 DRC-01 /038 W

----- 014072

R 310922Z JAN 74

FM AMEMBASSY TAIPEI

TO SECSTATE WASHDC 812

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E.O. 11652: N/A

TAGS: EGEN, TW

SUBJECT: US CUSTOMS SERVICE POSITION ON PIRATED BOOKS AND RECORDS

1. EMBASSY HAS BEEN ASKED BY US TAIWAN DEFENSE COMMAND (TDC) TO REQUEST THAT GRC MATCH US CUSTOMS PROCEDURES TO PERMIT EXPORT OF NON-COMMERCIAL QUANTITIES OF LOCALLY "PRIATED" BOOKS AND RECORDS WHICH ARE PART OF HOUSEHOLD GOODS OR PERSONAL BAGGAGE OF PERSONNEL DEPARTING TAIWAN FOR US.

2. TDC REQUEST BASED ON RECENT RULING BY US CUSTOMS SERVICE (USCS) THAT IT WILL NO LONGER DETAIN OR PROHIBIT SINGLE COPY IMPORTS OF PIRATED BOOKS AND RECORDS FROM ROC IF THEY ARE PERSONAL IMPORTS FORMING PARTS OF LIBRARIES AND RECORD COLLECTIONS AND NOT FOR RESALE. ONLY IN THE SPECIFIC CASE WHERE A US COPYRIGHT OWNER HAS RECORDED THE COPYRIGHT PURSUANT TO US CUSTOMS REGULATIONS AND THE USCS HAS KNOWLEDGE OF THAT RECORD WOULD DETENTION OR PROHIBITION OF THE ITEM BE WARRANTED.

3. SINCE THE RELEVANT SECTIONS OF GRC LEGISLATION DEALING WITH THE PIRATING OF BOOKS AND RECORDS WERE ENACTED AT USG REQUEST, TDC BELIEVES GRC SHOULD BE WILLING TO LIFT RESTRICTIONS ON EXPORTS OF BOOKS AND RECORDS FOR PERSONAL USE SINCE USG HAS LIFTED RESTRICTIONS ON IMPORTS OF THOSE ITEMS.

4. EMBASSY IS DISPOSED TO RAISE MATTER WITH GRC, AT A LIMITED OFFICIAL USE

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MINIMUM TO BRING TO ITS ATTENTION THE CHANGES IN USCS

PROCEDURES. BEFORE DOING SO, HOWEVER, WE WANT TO BE
SURE THAT US PUBLISHING INDUSTRY HAS NOT SIGNIFICANT OBJECTION.
AS DEPARTMENT IS AWARE, GETTING GRC TO ENACT LEGISLATION
DEALING WITH PIRATING OF BOOKS AND RECORDS WAS DIFFICULT
AND LENGTHY PROCESS AND WE DO NOT WANT ANY REPERCUSSIONS
IF GRC AGREES TO LIFT RESTRICTIONS.

5. DEPARTMENT MAY WISH TO DISCUSS MATTER WITH ROBERT V.
MCINTYRE, ASSISTANT COMMISSIONER OF USCS FOR REGULATIONS
AND RULINGS.
MCCONAUGHY

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: RECORDINGS, COPYRIGHT INFRINGEMENTS, EXPORT CONTROLS, BOOKS
Control Number: n/a
Copy: SINGLE
Draft Date: 31 JAN 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
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Handling Restrictions: n/a
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ISecure: 1
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Original Handling Restrictions: n/a
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Previous Handling Restrictions: n/a
Reference: n/a
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Review Comment: n/a
Review Content Flags:
Review Date: 12 AUG 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <12-Aug-2002 by kelleyw0>; APPROVED <14-Aug-2002 by MorefiRH>
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EO Systematic Review
30 JUN 2005

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Secure: OPEN
Status: NATIVE
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